Neogen 4.1-32 Appl. No. 09/887,703 Amdt. dated January 8, 2004 Reply to Office Action of November 12, 2003

AMENDMENTS TO THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

LISTING OF CLAIMS

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1. (currently amended): In a sampling and analysis member which is used to assay for an analyte of interest in a sample comprising a A medium with which member retains the analyte for retention of chemical species for use in a hand-held device for the relatively rapid detection of the presence of the an analyte of interest in the a sample, the improvement which comprises as the medium wherein the medium is comprised of a porous, non-fibrous absorbent polymeric material which has an absorptive capacity between about 5 g water/g of polymeric material to about 15 g water/g of polymeric material, and a pore size between about 0.004 mm to about 1.2 mm.

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- 2. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 1 medium of claim 1</u>, wherein the polymeric material has
- a density of from about 0.05 g/cc to about 0.1 g/cc, and an
- 4 average pore size of from about 0.2 mm to about 1 mm , a pore
- 5 size range of from about 0.004 to about 1.2 mm, and an
- 6 absorptive capacity of from about 5 g water/g of polymeric
- 7 material to about 15 g water/g or polymeric material.
- 3. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 1</u> medium of claim 1, wherein the polymeric material is
- 3 selected from the group consisting of polyvinyl alcohol and
- 4 polyvinyl acetal.
- 1 4. (currently amended): The sampling and analysis member of
- 2 <u>Claim 1</u> medium of claim 1, wherein the medium functions as a
- 3 swab for the sampling of the analyte of interest on a solid
- 4 surface.

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- 5. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 3 medium of claim 3</u>, wherein the polymeric material <u>of</u>
- 3 <u>the sampling swab</u> has a density of approximately 0.1 g/cc, an
- 4 average pore size of 0.2 mm, a pore size range of about 0.004
- 5 to about 0.4 mm, and an absorptive capacity of about 7 to
- 6 about 10 g water/g of polymeric material.
- 6. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 3 medium of claim 3</u>, wherein the <u>polymeric material has</u>
- 3 medium is in a cylindrical shape.
- 7. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 6</u> swab of claim 6, wherein the polymeric material has
- 3 <u>a height which is less than a diameter height of the</u>
- 4 cylindrical swab is less than the diameter of the swab.
- 8. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 3 medium of claim 3</u>, wherein at least a portion of a
- 3 surface of the polymeric material medium is covered with an
- 4 effective amount of an adhesive substance.

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- 9. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 1 medium of claim 1</u>, wherein the medium functions as a
- 3 reagent disc for loading of a reactant system.
- 1 10.(currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 9 medium of claim 9</u>, wherein the polymeric material <u>is</u>
- 3 <u>a reagent disc which</u> has a density of about 0.05 g/cc; an
- 4 average pore size of from 0.9 to 1 mm; a pore size range of
- 5 about 0.2 mm to about 1.2 mm; and an absorptive capacity of
- 6 approximately 15 g of water/g of polymeric material.
- 11. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 9 medium of claim 9</u>, wherein the reactant system <u>has</u>
- 3 <u>been</u> is loaded onto the <u>reagent</u> reactant disc by contacting
- 4 a solution of the reactant system in an appropriate solvent
- 5 <u>with</u> onto the polymeric material of which the disc is
- 6 comprised and removing the solvent from the polymeric
- 7 material.

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- 1 12. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 11</u> medium of claim 11, wherein the solvent has been is
- 3 removed from the polymeric material by a method selected from
- 4 the group consisting of evaporation, sublimation, freeze-
- 5 drying or lyophilization.
- 1 13. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 9 medium of claim 9</u>, wherein the reactant system is
- 3 capable of undergoing a reaction with adenosine triphosphate
- 4 (ATP) to generate chemiluminescence as a product of the
- 5 reaction <u>has been loaded onto the reagent disc.</u>
- 1 14. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 9</u> medium of claim 9, wherein the reactant system
- 3 comprises comprising a luciferase/luciferin system has been
- 4 <u>loaded onto the reagent disc</u>.
- 1 15. (currently amended): The <u>sampling and analysis member of</u>
- 2 <u>Claim 14</u> medium of claim 14, wherein the reactant system
- 3 further comprises trehalose in an amount effective to
- 4 increase the luminescence emission by a factor of from about
- 5 25 to about 100%.

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1 16.(currently amended): The <u>sampling and analysis member of</u>

2 <u>Claim 14</u> medium of claim 14, wherein the reactant system

3 <u>further</u> comprises trehalose in an amount effective to

increase the luminescence emission by <u>a factor of</u> more than

5 100%.